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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/785,396	02/23/2004	Walter D. Mieher	KLA1P117X1A/P1151/2

CONFIRMATION NO. 6516

022434
 BEYER WEAVER & THOMAS LLP
 P.O. BOX 778
 BERKELEY, CA 94704-0778

FORMALITIES LETTER



OC000000012693051

Date Mailed: 05/17/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

07/23/2004 MMEKONEN 00000036 10785396

FILED UNDER 37 CFR 1.53(b)

01 FC:1001	770.00 OP
02 FC:1051	130.00 OP
03 FC:1202	396.00 OP

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$396** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$1296** for a Large Entity

- **\$770** Statutory basic filing fee...
- **\$130** Late oath or declaration Surcharge.

• Total additional claim fee(s) for this application is \$396

■ \$396 for 22 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Mieher, et al.

Attorney Docket No.:
KLA1P117X1A/P1151/2

Application No.: 10/785,396

Examiner: Unassigned

Filed: February 23, 2004

Group: 2877

Title: APPARATUS AND METHODS FOR
DETECTING OVERLAY ERRORS USING
SCATTEROMETRY

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as first-class mail on July 19, 2004 in an envelope addressed to the Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450.

Signed: _____

Natalie Morgan

RESPONSE TO NOTICE TO FILE MISSING PARTS


Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Enclosed herewith is the executed Declaration and Power of Attorney and executed Assignment in response to the Notice to File Missing Parts of Application--Filing Date Granted mailed February 23, 2004. Please file these documents in the subject application.

Enclosed is our Check No. 9368 for \$1,336.00 in payment of the filing fee, excess claims fee, surcharge, and -month(s) extension fee (if any) for a Large Entity. The Commissioner is authorized to charge any additional fees that may be due to our Deposit Account No. 500388 (Order No. KLA1P117X1A/P1151/2).

Respectfully submitted,
BEYER WEAVER & THOMAS, LLP


Mary Ramos Olynick
Registration No. 42,963

P.O. Box 778
Berkeley, CA 94704-0778
(510) 843-6200